

Notice of Allowability

Application No.

10/798,788

Examiner

Lester L. Vanterpool

Applicant(s)

LEE, KUON JEN

Art Unit

3782

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to February 14, 2007.
2. ☒ The allowed claim(s) is/are 1-4.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☒ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|--|---|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____ |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____ | 7. <input type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____ |

DETAILED ACTION

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with William B. Ritchie on March 7, 2007.

Regarding claim 1, lines 19 & 20, delete recited language: "then said anti-theft luggage rack can be locked into place on the two-wheel vehicle with said cylindrical lock and key"; and

replace with - - then said anti-theft luggage rack can be locked into place on the rectangular body which is attached to the said support rods on the two-wheeled vehicle with said cylindrical lock and key. - -

Allowable Subject Matter

2. The following is an examiner's statement of reasons for allowance: Claim 1 is deemed to be directed to a non-obvious improvement over the invention patented

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numbers in Edelson (U.S. Patent Number 4258870, Shelhart (U.S. Patent Number 5251796) and Johnston (U.S. Patent Number 6029875).

The prior art of record discloses supporting rods that connect the luggage rack to the two-wheel vehicle; a rectangular body having supporting elements and connected to the supporting rods, wherein the supporting elements further comprise semicircular separated by respective tubes;

an upper rectangular bag attached to the supporting elements of the rectangular body wherein the upper rectangular bag;

two opposing rigidly supported vertical side saddlebags, wherein the opposing side saddlebags are also attached to the rectangular body;

a U-shaped rigid locking rod with a cylindrical lock and a key.

However, the prior art of record does not disclose the anti-theft luggage rack for two-wheel vehicles in combination with the upper rectangular bag and the opposing side saddlebags are attached to the supporting elements of the rectangular body via the U-shaped rigid rod by sliding the U-shape rigid rod through the semi-circular moldings; then the anti-theft luggage rack can be locked into place on the rectangular body which is attached to the said support rods on the two-wheeled vehicle with said cylindrical lock and key.

The primary reason for allowance of claim 1 is: the anti-theft luggage rack for two-wheeled vehicles having in combination of the supporting rods that connect the luggage rack to the two-wheeled vehicles, the rectangular body having supporting elements and connected to the supporting rods, wherein the supporting elements

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further comprise semi-circular moldings separated by respective tubes, the upper rectangular bag attached to the supporting elements of the rectangular body wherein the upper rectangular bag also serves to cover a saddlebag locking arrangement, two opposing rigidly supported vertical side saddlebags, with each saddlebag having a rigid locking tubular handle, wherein the opposing side saddlebags are also attached to the rectangular body, the U-shaped rigid locking rod with a cylindrical lock and key providing the saddlebag locking arrangement, wherein the upper rectangular bag and the opposing side saddlebags are attached to the supporting elements of the rectangular body via the U-shaped rigid rod by sliding the U-shaped rigid rod through the semi-circular moldings, then the anti-theft luggage rack can be locked into place on the rectangular body which is attached to the said support rods on the two-wheeled vehicle with said cylindrical lock and key.

Therefore, the anti-theft luggage rack for two-wheeled vehicles in combination with the limitations set forth in claim 1 defines over the prior art of record.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

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Conclusion

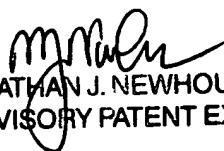
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Lester L. Vanterpool whose telephone number is 571-272-8028. The examiner can normally be reached on Monday - Friday (8:30 - 5:00) EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nathan Newhouse can be reached on 571-272-4544. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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NATHAN J. NEWHOUSE
SUPERVISORY PATENT EXAMINER